A regular meeting of the Village Board of Harrison, Westchester County New York was held at the Municipal Building, 1 Heineman Place, Harrison, NY, Westchester County, on Thursday June 16, 2016 at 7:30 PM Eastern Standard Time. All members having received due notice of said meeting:

| MEMBERS | PRESENT. |
|----------------|--------------|
| TATELLATION | I ILLULIA I. |

Ronald Belmont Mayor

Marlane Amelio.....)
Stephen Malfitano.....)

Joseph Stout.....)

ALSO ATTENDING:

Jonathan Kraut......Village Attorney

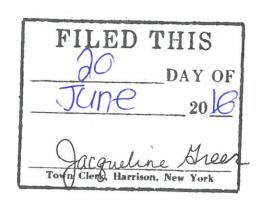
Christopher Cipolla.....Deputy Village Attorney

Nelson Canter......Deputy Town Attorney

Anthony Marraccini......Chief of Police

Maureen MacKenzie.....Treasurer

Anthony Robinson......Commissioner of Public Works



V - - 2016 - - 057 <u>PUBLIC HEARING RE: WESTCHESTER JOINT WATER WORKS</u> <u>INCREASE AND IMPROVEMENTS OF FACILITIES FOR</u> <u>THE CONSOLIDATED WATER DISTRICTS</u>

On motion of Trustee Amelio, seconded by Trustee Malfitano, the hearing was opened.

Trustee Malfitano made a motion to move the record of discussion in the Town Board Meeting of June 21, 2016 with respect to the water district and the improvements including the rates into the Public Hearing in this Village Board Meeting.

Trustee Sciliano seconded the motion and all members voted in favor.

Harrison resident Robert Porto said there is nothing more important then water. I'm glad you question WJWW but I guess we have to give them what they want. I'm wondering, part of the reservoir is in Harrison and I was upset years ago when we turned our rights over to WJWW. Do we get anything for having the water in our town?

Mayor Belmont said it is in the Town of Harrison but it is owned by the City of New York. Harrison does not own any of the water. The water and the land around that water are owned by New York City.

On motion of Trustee Sciliano, seconded by Trustee Stout, the hearing was closed.

FILED THIS

JO DAY OF

JUNE 2016

Jacqueline Green

Town Clerk, Harrison, New York

V - - 2016 - - 058 - - A <u>PUBLIC HEARING RE: AMENDING CHAPTER 155 ENTITLED "GARBAGE,</u> <u>RUBBISH AND REFUSE" BY AMENDING SECTION 155-1 PLACEMENT FOR</u> <u>COLLECTION; COLLECTION IN COMMERCIAL DISTRICTS</u>

On motion of Trustee Stout, seconded by Trustee Amelio, the hearing was opened.

Village Attorney Kraut addressed the Board prior to commencing the Public Hearing. Mr. Kraut identified two changes to the proposed local law. The first change came under section 155-1A and addressed the time listed in the printed version is 7:00 AM for setting out trash containers. Mr. Kraut explained it should read 6:00 AM. The second change would be in the definition of commercial establishment the recitation of commercial establishment should be amended and hereby is to include three family dwellings along with the additional definitions that are already in there and that will conform with Village Resolution 2011-66(a).

Harrison resident Robert Porto spoke against the change. He believed the people in our community should continue to get services.

Harrison resident Dave Cristiano questioned the Board. He has been getting letters from the town as far as the business locations are concerned. Mr. Cristiano owns real property that doesn't have a place to put a container. He wasn't sure if private carting picks up pails.

Commissioner of Public Works Anthony Robinson replied stating that private carters will take pails. As for where to put the containers we will work with them on a case by case basis. We will make available a place for containers.

Harrison resident Richard DiOnioso asked the Board who will make the final determination on who is getting picked up, where and how? It appears that there are many exceptions being made for certain people and certain places. I don't understand Mr. Kraut's explanation of three families. Can someone explain?

Deputy Village Attorney Christopher Cipolla said it is just a clarification of the way the code is written. Three families are not part of the commercial establishment definition. The code was never updated to make that clear so it is incorporating a resolution from 2011 to lump three families in with one and two to exclude them from commercial establishments.

V - - 2016 - - 058 - - A

Harrison resident Richard DiOnioso clarified Mr. Cipolla's explanation by asking if this meant four families and above. There should be no exceptions with four families or above.

Commissioner of Public Works Anthony Robinson replied by explaining that the exception has to do with the number of pails. Anyone who had one to two pails was exempted from private carting and anyone that had three to four pails who could get into two pails would be included if that was the case. Anyone that was on five pails or above and dumpsters would have to go private.

Harrison resident Richard DiOnioso said I have a situation where I have one pail at one of my places and two pails at another and I called Mr. Robinson and someone in his office and they are not picking it up. I would like to be explained why?

Village Attorney Jonathan Kraut said let's put your comment in the context of the public hearing. Knowing the type of property would be helpful to get a correct answer.

Harrison resident Richard DiOnioso replied by giving the specific addresses as 43 and 45 Oakland Avenue.

Commissioner of Public Works Anthony Robinson his decision would have to be revisited. If you can get into two pails, by definition, it would be included.

On motion of Trustee Malfitano, seconded by Trustee Stout, the hearing was closed.

V - - 2016 - - 058 - - B

APPROVAL TO ENACT LOCAL LAW NO. 1 OF 2016 AMENDING CHAPTER 155 ENTITLED "GARBAGE, RUBBISH AND REFUSE" BY AMENDING SECTION 155-1 PLACEMENT FOR COLLECTION; COLLECTION IN COMMERCIAL DISTRICTS

On motion of Trustee Malfitano, seconded by Trustee Sciliano

it was

RESOLVED to enact the Local Law No. 1 of 2016 to amend Chapter 155 entitled "Garbage, Rubbish and Refuse" by amending Chapter 155-1 Placement for collection; collection in commercial districts.

Section 155-1 of the Town of Harrison and Village of Harrison Zoning Ordinance shall

be amended as follows:

- A. All garbage, ashes and refuse shall be set out in trash containers before 6:00 a.m. of the day of collection or the night prior to the day of collection. Garbage and refuse shall not be set out on weekends or holidays that Town or Village of Harrison employees are granted.
- B. No garbage, ashes and refuse shall be collected in the Town or Village of Harrison earlier than 6:00 a.m. nor later than 8:00 p.m.
- C. Collection in Commercial Districts.
 - (1) In all commercial districts where it is determined that thirty-gallon containers are not feasible, the Commissioner of Public Works may require the owners of any commercial establishment to provide a one-cubic-yard metal container or larger-sized container as, in the opinion of the Commissioner of Public works, may be necessary to accommodate the establishment's garbage or refuse.
 - (2) For purposes herein, the following terms shall have the meanings indicated:

COMMERCIAL ESTABLISHMENT

Any establishment other than one family, two-family or three-family residential building establishments.

CONTAINER

A receptacle, including, without limitation, a dumpster.

- (3) Any Commercial Establishment that, as of January 1, 2016, participated in the then existing commercial district municipal collection program and did not have a dumpster of any kind and had no more than four forty-eight gallon containers shall receive municipal collection at no fee, effective July 1, 2016, provided the commercial establishment shall continue to, or be able to, consolidate its trash, rubbish and garbage into two or fewer forty-eight gallon containers, with proper lids, having no trash, rubbish, and garbage placed outside of or overflowing said containers. All other Commercial Establishments shall have its trash, rubbish, recyclable material and garbage collected by private carter effective July 1, 2016.
- (4) In all commercial establishments, garbage or refuse shall be placed at the rear of the establishment whenever possible. All trash containers shall be enclosed with a stockade-type fence or wall which shall be designed to prevent the scattering of debris outside of the container area and shall completely obscure the receptacle from public view. The enclosure for trash containers shall not be less than five feet nor more than eight feet in height and maintained in good condition. A wall (or walls) of an adjoining building may serve as one (or more) side(s). The area created by the fencing and wall shall be kept free of debris, and in no event shall there be an accumulation of debris outside the container. The opening for the gate to the enclosure shall be located in an area easily accessible to the users of the container. The gate shall remain locked and only accessible by authorized users.
- Every Commercial Establishment within the Town/Village of Harrison that shall not be eligible for municipal collection effective July 1, 2016, shall certify to the Town/Village, in writing upon forms provided by the Town/Village for such purpose, where its trash, rubbish and garbage is being disposed of. All Commercial Establishments required to dispose of its trash, rubbish, recyclable material and garbage by private carter shall identify by owner name, address and telephone number, the particular private carter with whom that Commercial Establishment has a contract for collection. The certification shall also provide the Establishment name, number of pails or bags, pail location, number of dumpsters and dumpster location that all trash, rubbish and garbage generated by that Commercial Establishment is being disposed of in accordance with this chapter, and that no such trash, rubbish or garbage is being removed from its premises by anyone other than a private carter, which is duly and legally licensed to remove, cart and dispose of trash, rubbish, recyclable material and garbage in accordance with county, state and/or federal government or agency thereof. Both the failure to make such certification or, upon such certification, the disposal of trash, rubbish or garbage in a manner other than as certified shall constitute a violation of this provision.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Mayor Belmont VOTING AYE

Trustee Amelio VOTING AYE

Trustee Malfitano VOTING AYE

Trustee Sciliano VOTING AYE

Trustee Stout VOTING AYE

The resolution was thereupon declared duly adopted.

* * * * * *

FILED THIS

DAY OF

JUNE 20 6

Jacqueline Green

Town Clerk, Harrison, New York

V - - 2016 - - 059

AUTHORIZATION TO CLOSE OUT THE LIST OF WESTCHESTER JOINT WATER WORKS CAPITAL PROJECTS AND TRANSFER THE MONIES TO THE DEBT SERVICE FUND TO BE USED TO PAY DOWN THE DEBT OF WATER DISTRICT #2

On motion of Trustee Malfitano, seconded by Trustee Amelio,

it was

RESOLVED to accept the request by Treasurer Maureen MacKenzie for authorization to close out the following list of Westchester Joint Water Works Capital Projects and transfer the monies to the Debt Service Fund to be used to pay down the debt of Water District #2. The projects have all been completed:

| Capital # | WJWW# | Description A | Amount to Trf. To Debt Service | |
|--|---|--|--------------------------------|--|
| 07W211 09W207 09W208 11W212 11W213 11W217 13W202 13W203 13W205 | 1207A 1261A 1268A 1285A 1286A 1281A 1288A 1289A 1292A | Larchmont Plant Old Lake Street Anderson Hill Rd. Booster York Road Water Main Springdale Rd Booster Davenport Rd Water Main Park Lane Water Storage Tank Storage Tank Compliance 16"&13" TRMMAIN/Larch Da | \$27,295.09 | |
| Total Amo | ount to be Transfe | erred to Debt Service for Water Di | st#2 \$936 521 03 | |

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer.

Adopted by the following vote:

AYES:

Trustees Amelio, Malfitano, Sciliano and Stout

Mayor Belmont

NAYS:

None

ABSENT:

None

FILED THIS

DAY OF

JUNE 20

Jacqueline Sheer

Town Clerk, Harrison, New York

V - - 2016 - - 060 APPROVAL OF A PURCHASE ORDER

On motion of Trustee Amelio, seconded by Trustee Stout,

it was

RESOLVED to accept the request by Purchasing Department for approval of Purchase Order #361690, issued to Major Police and Fire Supply, in the amount of \$80,268.72 for the purchase of (4) four-camera Automatic License Plate Reader (ALPR) systems, including installation and extended warranty. Funding is available in the 2013 Capital Budget 13PO15, account #006-3120-100-98-70.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer, the Purchasing Department and the Chief of Police.

Adopted by the following vote:

AYES:

Trustees Amelio, Malfitano, Sciliano and Stout

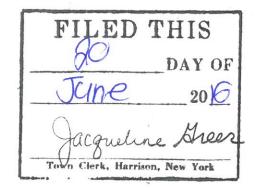
Mayor Belmont

NAYS:

None

ABSENT:

None



V - - 2016 - - 061 <u>AUTHORIZATION TO MAKE THE WESTCHESTER BANK</u> <u>AN OFFICIAL DEPOSITORY FOR FUNDS</u>

On motion of Trustee Stout, seconded by Trustee Sciliano,

it was

RESOLVED to authorize The Westchester Bank to be an official depository for the funds of the Town/Village of Harrison.

FURTHER RESOLVED to forward a copy of this Resolution to the Treasurer and The Westchester Bank.

Adopted by the following vote:

AYES:

Trustees Amelio, Malfitano, Sciliano and Stout

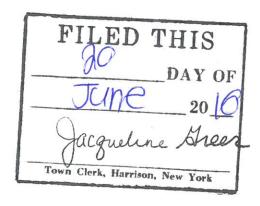
Mayor Belmont

NAYS:

None

ABSENT:

None



V - - 2016 - - 062 MATTERS FOR EXECUTIVE SESSION

On motion duly made and seconded, with all members voting in favor, the Meeting was recessed to Executive Session at 9:33 P.M.

V - - 2016 - - 063 <u>AUTHORIZATION TO APPROVE THE WESTCHESTER JOINT</u> <u>WATER WORKS CAPITAL PROJECTS</u>

On motion of Trustee Malfitano, seconded by Trustee Sciliano,

it was

RESOLVED to approve the following Westchester Joint Water Works Capital projects as defined by the Westchester Joint Water Works Board Authorized Capital Projects:

PAGE THREE OF THREE EMAILED TO BOARD MEMBERS WEDNESDAY JUNE 15, 2016 WJWW PROJECTS APPROVED BY WJWW NOT YET APPROVED BY HARRISON AS OF JUNE 15, 2016 HARRISON SHARE OF JOINT PROJECTS IS 54,20%

| WJWW PROJECT # | DESCRIPTION OF PROJECT | | TOTAL PROJECT BUDGET | HARRISON SHARE | |
|----------------|--|--|---------------------------|----------------|--|
| 1172A | RYE LAKE FILTRATION PLANT/U PROJECT STARTED IN 2001 AS E OF RYE LAKE PUMP STATION. W | XPANSION /E BONDED | | | |
| | \$1,298,000. PROJ.CHANGED IN | | | | |
| | MODIFICATION OF RYE LAKE PU | | | | |
| | IN 2006 BECAME RYE LAKE FILTE PLANT PROJECT./UV ALTERNATI | | | | |
| | ALL BONDED FUNDS HAVE BEEN | | | | |
| | NEED TO GET UPDATES FROM W | | | | |
| | HOW MUCH MORE WILL BE NEE | | | | |
| | | 73,257.97 FOR CONCEPTUAL DESIGN | | | |
| | OF UV ALTERNATIVE INVOLVING | ADDITIONAL AQUEDUCT CONNECTION | 1 | | |
| | PIPELINE, AND OTHER INFRASTRI | UCTURE | 4 | £400 000 00 | |
| | | | | \$400,000.00 | |
| 1294A | CORPORATE PARK DR. CORRODE | ED WATER | \$130,000.00 | \$130,000.00 | |
| | MAIN REPLACEMENT | | | \$130,000.00 | |
| 1304A | | | | | |
| 1304A | PARK LANE BOOTER STATION | | \$700,000.00 | \$379,400.00 | |
| 1306A | OLD LAKE STREET/WOODSIDE TO | | | | |
| 23000 | OLD LAKE STREET(WOODSIDE ZO | NE)PRV IMPRVMNTS | \$350,000.00 | \$350,000.00 | |
| 1308A | WATER INFRASTRUCT.REPLCMN1 | F RELATED TO DAVING | V | | |
| | THE THOUSAND CITAL PECIALINA | RELATED TO PAVING | \$400,000.00 | \$400,000.00 | |
| 1311A | 830 LAKE STREET SURGE TANK RE | PLACEMENT | £100.000.00 | | |
| | | | \$100,000.00 | \$100,000.00 | |
| 1320A | RYE LAKE BOOM & TURBIDITY CURTAIN REMOV.&REPLCMT | RTAIN REMOV.&REPLCMT | \$900,000.00 | ¢407.000.00 | |
| | | | \$300,000.00 | \$487,800.00 | |
| 1321A | NEW CHLORINATORS AT RYE LAK | E | \$650,000.00 | \$352,300.00 | |
| 12224 | 200000000 | | | 7332,300.00 | |
| 1323A | SHAWNEE TRAIL ASBESTOS WATE | R MAIN REPLACEMENT | \$250,000.00 | \$250,000.00 | |
| 1324A | FAAFDCEN GUARANA AAAA | 200 | | ,, | |
| 202-77 | EMERGENCY MOBILE CHLORINATOR | | \$100,000.00 | \$54,200.00 | |
| | | | | | |
| | | | | \$2,903,700.00 | |
| 1310A | BARRY AVENUE/MACY ROAD IMP | ROVEMENTS | | \$1,355,000.00 | |
| | ADDITIONAL AMOUNT TO BE BON | ADDITIONAL AMOUNT TO BE BONDED/TOTAL PROJECT ESTIMATE IS | | | |
| | GOING FROM \$2.5 MILLION TO \$5 | MILLION | | | |
| | | | | | |
| | To | \$4,258,700.00 | | | |
| | A | J4,238,700.00 | | | |
| | | | | | |
| | Al | | | | |
| | RE | | | | |
| | BARRY AVE/MACY ROAD/ORIGINAL ESTIMATE | | | \$1,355,000.00 | |
| | KE | NILWORTH BOOSTER STATION | | \$1,528,300.00 | |
| | VE | NILWORTH BOOSTER STATION | TOTAL NEEDED TO BOND 2016 | \$7,142,000.00 | |
| | | r converstion with David Birdsall | | | |
| | P | The state of the s | | | |
| | | | | | |

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department and the Treasurer.

Adopted by the following vote:

AYES:

Trustees Amelio, Malfitano, Sciliano and Stout

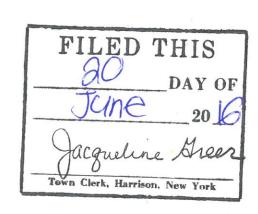
Mayor Belmont

NAYS:

None

ABSENT:

None



V - - 2016 - - 064 <u>AUTHORIZATION TO INCREASE THE EXPENDITURES FOR THE</u> <u>WESTCHESTER JOINT WATER WORKS MACY ROAD PROJECT</u>

On motion of Trustee Malfitano, seconded by Trustee Sciliano,

it was

RESOLVED to authorize an increase in expenditures for the Westchester Joint Water Works N. Barry Ave/Macy Rd 16 inch Water Main Project from \$1,355,000.00 to \$2,710,000.00 and further that the cost of such expenditure be funded through a Bond issued by the Village.

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department and the Treasurer.

Adopted by the following vote:

AYES:

Trustees Amelio, Malfitano, Sciliano and Stout

Mayor Belmont

NAYS:

None

ABSENT:

None

There being no further matters to come before the Board, the Meeting was, on motion duly made and seconded, declared closed at 11:15 P.M.

Respectfully submitted,

Jacqueline Greer Village Clerk

